

REMARKS**Status of the Claims**

Claims 27 and 32-45 are now pending. Claims 1-26 and 28-31 are canceled without prejudice to or disclaimer of the subject matter recited therein. Claims 44-45 are amended. Applicants thank the Examiner for the indication that Claims 27 and 32-43 are allowed.

Attorney Docket Number

Please update the Attorney Docket number to 2119-4292 (BB-1413USNA).

Rejection Under 35 U.S.C. § 112, 2nd Paragraph

Claims 44 and 45 are rejected due to the recitation of “or a functionally equivalent subfragment,” given that it is unclear what function is intended, and therefore it is unclear what would be functionally equivalent. (Office Action, page 2). While Applicants respectfully disagree, in a effort to advance prosecution, Applicants have amended Claims 44 and 45 to delete the phrase “or a functionally equivalent subfragment thereof.”

Rejection Under 35 U.S.C. § 112, 1st Paragraph: Written Description and Enablement

Claims 44 and 45 are rejected under 35 U.S.C. § 112, 1st paragraph for failing to comply with the written description requirement. The Examiner states that the specification doesn’t describe which structural features are required for functionally equivalent subfragments. (Office Action, page 3). Furthermore, Claims 44 and 45 are rejected because the specification “does not reasonably provide enablement for a functionally equivalent fragment thereof.” (Office Action, page 4). While Applicants respectfully disagree, in a effort to advance prosecution, Applicants have amended Claims 44 and 45 to delete the phrase “or a functionally equivalent subfragment thereof.”

CONCLUSION

Based on the foregoing remarks, Applicants respectfully request reconsideration and withdrawal of the rejection of Claims 44 and 45 and allowance of this application.

AUTHORIZATION

The Commissioner is hereby authorized to charge any additional fees which may be required for consideration of this Amendment to Deposit Account No. 13-4500, Order No. 2119-4292. A DUPLICATE OF THIS DOCUMENT IS ATTACHED.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No. 13-4500, Order No. 2119-4292. A DUPLICATE OF THIS DOCUMENT IS ATTACHED.

Respectfully submitted,
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Dated: June 27, 2005

By: 

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